S.B.Cr.Misc. Petition No.1771/2007

(Jasvir Singh Vs. State of Rajasthan)

Date of order : November 28, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.H.S.Sandhu, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioner and the Public Prosecutor for the State.

Learned counsel for the petitioner does not want to challenge the order impugned. However, he submits that instead of summoning the petitioner by non-bailable warrant, he may be summoned by a bailable warrant. In my view, it would be more appropriate if the petitioner surrenders before the trial court and move a regular bail.

Learned counsel for the petitioner submits that the petitioner would appear and surrender before the trial court on 11.12.2007 and move a regular bail and till then, non-bailable warrant issued against the petitioner may not be executed.

Having regard to the facts and circumstances of the case let the petitioner surrender before the trial court on 11.12.2007. If the petitioner surrenders before the trial court on 11.12.2007

and moves a regular bail, the trial court shall consider and decide the bail application on the same day.

Till 10.12.2007, the non-bailable warrant issued against the petitioner shall not be executed. However, it is made clear that if the petitioner fails to surrender before the trial court on 11.12.2007, it will be open for the trial court to secure his presence by non-bailable warrant.

With these observations, the petition is dismissed.

(H.R.PANWAR),J.

m.asif/-

S.B.Cr.Misc. Stay Petition No. 1390/2007

In

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(Jasvir Singh Vs. State of Rajasthan)

Date of order : November 28, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.H.S.Sandhu, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.

As the main petition has been dismissed, stay petition also stands dismissed.

(H.R.PANWAR),J.

m.asif/-